

**CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL (Small Entity)**  
**(Only for Continuation or Divisional Applications Under 37 CFR 1.53(d))**

First Named Inventor

TOTAL PAGES

DOCKET NO.

C. Whitehouse, et al.

3

840.052

Address to:

Assistant Commissioner for Patents

Box CPA

Washington, D.C. 20231

#5/cpa  
 4-3-98

This is a request for filing a ☒ continuation ☐ divisional application under 37 CFR 1.53(d), (continued prosecution application (CPA)) of prior application number 08/694,542 ✓ filed on 8/9/96 ✓ and entitled:

**Multipole Ion Guide Ion Trap Time-of-Flight Mass Spectrometry with MS/MSn Analysis Capability**

1. ☐ Enter the unentered amendment previously filed on \_\_\_\_\_ under 37 CFR 1.116 in the prior nonprovisional application.
2. ☐ A preliminary amendment is enclosed.
3. ☐ This application is being filed by less than all the inventors named in the prior application. In accordance with 37 CFR 1.53(d), the Commissioner is requested to delete the name(s) of the following person or persons who were named as inventors in the prior nonprovisional application but are not inventors of the invention being claimed in this application:

SVELLARI 00000007 08694542  
 395.00 OP  
 132.00 OP  
 475.00 OP

**RECEIVED**  
**MAR 24 1998**  
**GROUP 2100**

4. ☐ A new power of attorney is enclosed.
5. ☐ Small Entity Status:
  - a. ☐ A small entity statement is enclosed.
  - b. ☒ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
6. ☒ The fee for this application is calculated as follows:

**CLAIMS AS FILED**

For	#Filed	#Allowed	#Extra	Rate	Fee
Total Claims	32	- 20 =	12	x \$11.00	\$132.00
Indep. Claims	1	- 3 =	0	x \$41.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
<b>BASIC FEE</b>					\$395.00
<b>TOTAL FILING FEE</b>					\$527.00

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7. ☒ The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No.

- ☒ fees required under 37 C.F.R. 1.16.
- ☒ fees required under 37 C.F.R. 1.17.
- ☐ fees required under 37 C.F.R. 1.18.

8. ☒ A check in the amount of \$1,002.00 is enclosed.

9. ☐ An Information Disclosure Statement (IDS) is enclosed:

- a. ☐ PTO-1449
- b. ☐ Copies of IDS Citations

10. ☒ Also enclosed:

Applicants hereby request a three month extension of the time provided for response to the Office Action of 9/9/98 in the parent application. Accordingly, with the extension, the present CPA is timely filed. The fee for the three month extension is included in the enclosed check. A Preliminary Amendment in this Continued Prosecution Application will shortly follow. Should any further fees be necessary in connection with the present application, or should any overpayments have been made, the Commissioner is hereby authorized to debit or credit our deposit account, Account No. 02-2105 for the amounts required.

11. ☐ The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below:

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**NOTES**

**Submit an original, and a duplicate for fee processing.**

**FILING QUALIFICATIONS:** The prior application must be a nonprovisional application that is either: (1) complete as defined by 37 C.F.R. 1.51(b) and filed on or after June 8, 1995, or (2) the national stage of an international application in compliance with 35 U.S.C. 371 and filed on or after June 8, 1995.

**C-I-P NOT PERMITTED:** A continuation-in-part application cannot be filed as a CPA under 37 C.F.R. 1.53(d), but must be filed under 37 C.F.R. 1.53(b).

**EXPRESS ABANDONMENT OF PRIOR APPLICATION:** The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 C.F.R. 1.53(b) must be used to file a continuation, divisional or continuation-in-part of an application that is not to be abandoned.

**ACCESS TO PRIOR APPLICATION:** The filing of this CPA will be construed to include a waiver of confidentiality by the Applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 C.F.R. 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or application in the file jacket.

**35 U.S.C. STATEMENT:** In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 C.F.R. 1.78(a).

Dated: March 9 1998

  
Signature

Morris E. Cohen  
Typed or printed name

39,947  
Registration Number (if applicable)

- ☐ Inventor(s)  
☐ Assignee of complete interest  
☒ Attorney or agent of record

cc:

GAU 2506 #

<b>CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)</b>		Docket No. 840.052	
Applicant(s): C. Whitehouse, et al.			
Serial No. 087694,542	Filing Date 8/9/96	Examiner B. Anderson	Group Art Unit 2506

Invention: **Multipole Ion Guide Ion Trap Time-of-Flight Mass Spectrometry with MS/MSn Analysis Capability**

I hereby certify that this Continued Prosecution Application (CPA) Request Transmittal  
(Identify type of correspondence)

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231 on March 9, 1998  
(Date)

Morris E. Cohen  
(Typed or Printed Name of Person Mailing Correspondence)

  
(Signature of Person Mailing Correspondence)

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